

DOCKET NO: 245233US25

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
GARRETT J. YOUNG : EXAMINER: HAISSA PHILOGENE
SERIAL NO: 10/727,517 :
FILED: DECEMBER 5, 2003 : GROUP ART UNIT: 2828
FOR: DYNAMIC COLOR MIXING LED :
DEVICE :

**PETITION FOR WITHDRAWAL OF
APPLICATION FROM ISSUE UNDER 37 C.F.R. 1.313(c)(2)**

BOX: DAC
COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313
ATTN: OFFICE OF PETITIONER

FAX RECEIVED

DEC 16 2005

OFFICE OF PETITIONS

SIR:

Applicants hereby petition the Commissioner to withdraw the above-identified application from issue under the provisions of 37 C.F.R. § 1.313(c)(2) in order to correct allowed Claim 9, which erroneously amended to depend from Claim 1 rather than original Claim 9. indicated as including allowable subject matter, being amended to be in independent form. The Issue Fee was paid in this application on September 23, 2005 as evidenced by the enclosed date-stamped filing receipt. A Request for Continued Examination and an Amendment Under 37 CFR 1.114 placing original Claim 9 in independent form are being concurrently filed herewith. Favorable consideration of this petition is respectfully requested.

Application No. 10/727,517
Reply to Notice of Allowance dated August 12, 2005

The required fee of \$130.00 is enclosed herewith by credit card form and any further charges may be made against the Attorney of Record's Deposit Account No. 15-0030. A duplicate copy of this petition is attached.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Eckhard H. Kuesters
Attorney of Record
Registration No. 28,870

Customer Number

22850

Tel: (703) 413-3000

Fax: (703) 413-2220

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